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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

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In the Matter of  
1993 Annual Access  
Tariff Filings

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CC Docket No. 93-193

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

## REBUTTAL TO OPPOSITION TO DIRECT CASE

The City of Brookings Municipal Telephone (Brookings), by its attorneys, hereby files this Rebuttal to the "Opposition To Direct Case" filed by the American Telephone and Telegraph Company (AT&T) on August 24, 1993.

Brookings is an independent local exchange carrier serving approximately 11,000 access lines in Brookings, South Dakota. It was not designated a party to this proceeding in the Commission's June 23 Order<sup>1</sup>.

Nonetheless, Brookings has become aware that AT&T has alleged that Brookings and twenty-five other LECs have "chosen to ignore" the Commission's GSF Order<sup>2</sup>. Specifically, AT&T has asserted that all LECs are required to file tariffs to reflect the reallocation of costs associated with General Support Facilities (GSF) from the traffic sensitive category to the common line category. Opposition at 36 and Appendix C-2.

Brookings is a National Exchange Carrier Association (NECA)

<sup>1</sup>1993 Annual Access Tariff Filing, CC Docket No. 93-193, Memorandum Opinion and Order Suspending Rates and Designating Issues for Investigation, DA 93-762, released June 23, 1992.

<sup>2</sup>Amendment of the Part 69 Allocation of General Support Facilities Costs, 8 FCC Rcd 3697 (1993) ("GSF Order").

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average schedule company, as well as a subset 3 carrier under Section 69.602 of the Commission's Rules. As of July 1, 1993, Brookings elected to issue its own traffic sensitive interstate access tariff --Brookings Tariff F.C.C. No. 1 -- pursuant to the optional method set forth in Section 61.39 of the Commission's Rules. Except for its special access rates which are calculated pursuant to the waiver granted in Brookings Municipal Telephone, 8 FCC Rcd 2320 (1993), Brookings has proposed traffic sensitive rates based upon the NECA average schedule pool settlement method required by Section 61.39(b)(2) of the Rules.

Because its tariffed rates are not based upon allocations of GSF costs, Brookings does not believe that the GSF Order required it to file changes to its Tariff F.C.C. No. 1. Therefore, the Commission is respectfully requested to deny AT&T's request that Brookings be ordered to amend its tariff.

Respectfully submitted,

**The City of Brookings  
Municipal Telephone Department**

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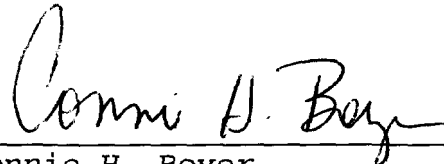
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Date: September 10, 1993

**CERTIFICATE OF SERVICE**

I, Connie H. Boyer, hereby certify that I am an employee in the law offices of Blooston, Mordkofsky, Jackson & Dickens and that on this 10th day of September, 1993, I mailed by first class United States mail, postage prepaid, a copy of the foregoing **"REBUTTAL TO OPPOSITION TO DIRECT CASE"** to the attached service list:

  
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